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14 UNITED STATES DISTRICT COURT
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16 NORTHERN DISTRICT OF CALIFORNIA
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18 SAN FRANCISCO DIVISION

19 UNITED STATES OF AMERICA,) No. CR 17-00574 WHA
20 Plaintiff,)
21 v.) STIPULATION AND [PROPOSED] ORDER
22 MARVIN GUSTAVO BENEGAS-CASTRO,) SETTING HEARING DATE AND EXCLUDING
23 Defendant.) TIME FROM THE SPEEDY TRIAL ACT
24) CALCULATION
25)
26)

27 The Defendant, MARVIN GUSTAVO BENEGAS-CASTRO, represented by Grace DiLaura,
28 Assistant Federal Public Defender, and the Government, represented by Christopher Vieira, Special
1 Assistant United States Attorney, appeared before the Court on November 21, 2017 for a status
2 conference. Defense counsel represented that additional time was needed for attorney preparation.

3 The Court set a further status conference for December 19, 2017, at 2:00 p.m. Defendant
4 requested that time be excluded under the Speedy Trial Act between November 21, 2017 and
5 December 19, 2017 to conduct necessary investigation. The Government did not object to the request to
6 exclude time.

7 Therefore, the parties agree, and the Court finds and holds, as follows:

8 1. This matter is set before this Court for a status conference on December 19, 2017.

9 STIPULATION AND [PROPOSED] ORDER
10 CR 17-00574 WHA

1 2. The time between November 21, 2017 and December 19, 2017 is excluded under the
2 Speedy Trial Act. Failure to grant the requested continuance would deny defense counsel the reasonable
3 time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C.
4 § 3161(h)(7)(B)(iv). The ends of justice served by granting the requested continuance outweigh the best
5 interests of the public and the defendant in a speedy trial and ~~in~~ the prompt disposition of criminal cases.
6 *See id.* § 3161(h)(7)(A).

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8 Dated: 11/22/2017

/s/ Grace DiLaura
GRACE DiLAURA
Assistant Federal Public Defender

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10
11 Dated: 11/22/2017

/s/ Christopher Vieira
CHRISTOPHER VIEIRA
Special Assistant United States Attorney

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14 IT IS SO ORDERED.

15 Dated: November 22, 2017.


WILLIAM ~~H.~~ ALSUP
United States District Judge